

1 **Thomas P. Riley, SBN 194706**
2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**
3 **First Library Square**
4 **1114 Fremont Ave.**
5 **South Pasadena, CA 91030**

6 **Tel: 626-799-9797**
7 **Fax: 626-799-9795**
8 **TPRLAW@att.net**

9 **Attorneys for Plaintiff**
10 **J & J Sports Productions, Inc.**

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 **J & J Sports Productions, Inc.,**

14 **Plaintiff,**

15 **vs.**

16 **Martin E. Lemuz,**

17 **Defendant.**

18 **Case No. CV 08-1471 JW**

19 **REQUEST TO ENTER DEFAULT**

20 **TO: THE CLERK OF THE ABOVE-ENTITLED COURT:**

21 Plaintiff, J & J Sports Production, Inc., hereby requests that the Clerk of the
22 above-entitled Court enter default in this matter against Defendant **Martin E. Lemuz**
23 **a/k/a Martin Lemuzespino, individually and d/b/a La Palma Bar a/k/a Bar La**
24 **Palma**, on the grounds that said Defendant has failed to appear or otherwise respond to
25 the Summons and Complaint within the time prescribed by the Federal Rules of Civil
26 Procedure.

27 ///

28 ///

1 Said Defendant was duly served with the Summons and Complaint, evidenced by
2 the Proofs of Service on file with this Court.
3
4

5 Dated: August 5, 2008

/s/ Thomas P. Riley

LAW OFFICES OF THOMAS P. RILEY, P.C.

By: Thomas P. Riley

Attorneys for Plaintiff

J & J Sports Production, Inc.

10 ///

11 ///

13 ///

14 ///

16 ///

17 ///

18 ///

20 ///

21 ///

23 ///

24 ///

26 ///

27 ///

PROOF OF SERVICE (SERVICE BY MAIL)

I declare that:

I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is First Library Square, 1114 Fremont Avenue, South Pasadena, California 91030. I am readily familiar with this law firm's practice for collection and processing of correspondence/documents for mail in the ordinary course of business.

On August 5, 2008, I served:

REQUEST TO ENTER DEFAULT

On all parties referenced by enclosing a true copy thereof in a sealed envelope with postage prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:

Martin E. Lemuz a/k/a Martin Lemuzespino (Defendant)
262 Keys Street
San Jose, CA 95112

I declare under the penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct and that this declaration was executed on August 5, 2008, at South Pasadena, California.

Dated: August 5, 2008

/s/ Michelle Ferreira
MICHELLE FERREIRA

1 **Thomas P. Riley, SBN 194706**
2 **LAW OFFICES OF THOMAS P. RILEY, P.C.**
3 **First Library Square**
4 **1114 Fremont Ave.**
5 **South Pasadena, CA 91030**

6 **Tel: 626-799-9797**
7 **Fax: 626-799-9795**
8 **TPRLAW@att.net**

9 **Attorneys for Plaintiff**
10 **J & J Sports Productions, Inc.**

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 **J & J Sports Productions, Inc.**

14 **Case No. CV 08-1471 JW**

15 **Plaintiff,**

16 **AFFIDAVIT OF PLAINTIFF'S**
17 **COUNSEL IN SUPPORT OF**
18 **PLAINTIFF'S REQUEST TO**
19 **ENTER DEFAULT**

20 **vs.**

21 **Martin E. Lemuz,**

22 **Defendant.**

23 **To: The Clerk of the above-entitled Court:**

24 I, Thomas P. Riley, declare as follows:

25 1. I am the attorney for J & J Sports Productions, Inc., in the above-entitled
26 action.

27 2. On July 12, 2008, Defendant was duly served with Summons and
28 Complaints and supplemental suit papers filed in this action.

3. On or about July 24, 2008, the Proof of Service, evidencing same were
filed with the Court.

PROOF OF SERVICE (SERVICE BY MAIL)

I declare that:

I am employed in the County of Los Angeles, California. I am over the age of eighteen years and not a party to the within cause; my business address is First Library Square, 1114 Fremont Avenue, South Pasadena, California 91030. I am readily familiar with this law firm's practice for collection and processing of correspondence/documents for mail in the ordinary course of business.

On August 5, 2008, served:

**AFFIDAVIT OF PLAINTIFF'S COUNSEL IN SUPPORT OF
PLAINTIFF'S REQUEST TO ENTER DEFAULT**

On all parties referenced by enclosing a true copy thereof in a sealed envelope with postage prepaid and following ordinary business practices, said envelope was duly mailed and addressed to:

Martin E. Lemuz a/k/a Martin Lemuzespino (Defendant)
262 Keys Street
San Jose, CA 95112

I declare under the penalty of perjury pursuant to the laws of the United States that the foregoing is true and correct and that this declaration was executed on August 5, 2008, at South Pasadena, California.

Dated: August 5, 2008

/s/ Michelle Ferreira
MICHELLE FERREIRA